

COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND

BILL NO. 98-12

Introduced by Council President Parrott  
at the request of the County Executive

Legislative Day No. 98-8 Date March 10, 1998

AN ACT to describe the improvements to be performed, to identify the properties to be benefited, and to establish an assessment basis and annual assessment for the Cedars Private Road Acceptance Project (Toddsbury Court and BurghWestra Way).

By the Council, March 10, 1998

Introduced, read first time, ordered posted and public hearing scheduled

on: April 14, 1998

at: 7:00 p.m.

By Order: Mary Kate Herbig, Acting Council Administrator

**PUBLIC HEARING**

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on April 14, 1998, and concluded on, April 14, 1998.

Mary Kate Herbig, Acting Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 WHEREAS, the majority of the owners of townhouse lots in the Cedars community whose  
2 houses front on Toddsbury Court and BurghWestra Way which are currently private roads have  
3 petitioned the County for acceptance of these roads into the County system and have agreed to  
4 contribute \$40,000.00 toward the cost of constructing necessary road improvements; and

5 WHEREAS, a public hearing on the petition was held on September 3, 1997 after being  
6 advertised for at least ten days; and

7 WHEREAS, the County Executive has approved the project and has recommended,  
8 pursuant to Harford County law, that the improvements necessary to bring Toddsbury Court and  
9 BurghWestra Way into conformance with County standards for public roads be constructed and  
10 that an assessment basis and annual assessment be established for the properties directly affected  
11 by the petition.

12 NOW THEREFORE:

13 Section 1. Be It Enacted By The County Council of Harford County, Maryland, that the  
14 improvements described herein be constructed and that the following assessment basis and annual  
15 assessment rate for the below described properties in Harford County, Maryland, be, and it is  
16 hereby established for the project as set out below:

17 Each affected property shall pay an equal share of the cost of the improvements required  
18 to upgrade Toddsbury Court and BurghWestra Way to the standards set forth for public roads in  
19 the Harford County Road Code. The required improvements to Toddsbury Court and  
20 BurghWestra Way shall include patching pavement, sealing cracks and patches in pavement,  
21 repairing and replacing curbing, adjusting manhole and valve covers, repairing storm drain inlets,  
22 adding sidewalk, preparing revised plats showing road right-of-way and drainage and utility  
23 easements as necessary, installing appropriate signage and other miscellaneous and related items  
24 of work.

1           The assessment shall be no more than One Hundred Ninety-Eight Dollars and Thirty-Four  
 2       Cents (\$198.34) and shall be paid on each property that is benefitted by the project. The  
 3       assessment shall be paid each year beginning on or after the effective date of this Act for two (2)  
 4       years. Upon completion of the improvements, the total cost of the improvements, minus any  
 5       funds contributed by the property owners and divided by the number of benefitted properties, shall  
 6       be certified by the Director of Public Works. In the event that the cost per benefitted property  
 7       exceeds the maximum assessment specified herein, the Director of Public Works shall request that  
 8       the Council hold a public hearing and shall request that the Treasurer send notices of the public  
 9       hearing. The Treasurer shall send notices of the assessment after final calculation of the  
 10      assessment amount or, if necessary, after approval of the revised assessment is obtained.

11           The properties benefitted by this project include the following parcels of land, the deeds  
 12      for which are recorded among the land records of Harford County, Maryland:

- 13           (1)     C.G.H. Book 2559 - Page 0476.
- 14           (2)     C.G.H. Book 2611 - Page 0070.
- 15           (3)     C.G.H. Book 2147 - Page 0906.
- 16           (4)     C.G.H. Book 2497 - Page 0019.
- 17           (5)     C.G.H. Book 2358 - Page 0136.
- 18           (6)     C.G.H. Book 2091 - Page 1064.
- 19           (7)     C.G.H. Book 1875 - Page 0957.
- 20           (8)     C.G.H. Book 1469 - Page 0493.
- 21           (9)     C.G.H. Book 1604 - Page 0211.
- 22           (10)    C.G.H. Book 1549 - Page 0359.
- 23           (11)    C.G.H. Book 2334 - Page 0637.

- 1 (12) C.G.H. Book 1793 - Page 0063.
- 2 (13) C.G.H. Book 1720 - Page 0807.
- 3 (14) C.G.H. Book 2474 - Page 1026.
- 4 (15) C.G.H. Book 2278 - Page 0197.
- 5 (16) C.G.H. Book 2429 - Page 0801.
- 6 (17) C.G.H. Book 2499 - Page 0613.
- 7 (18) C.G.H. Book 2197 - Page 0689.
- 8 (19) C.G.H. Book 2550 - Page 0326.
- 9 (20) C.G.H. Book 1385 - Page 0739.
- 10 (21) C.G.H. Book 1526 - Page 0111.
- 11 (22) C.G.H. Book 1392 - Page 0117.
- 12 (23) C.G.H. Book 2353 - Page 0687.
- 13 (24) C.G.H. Book 2301 - Page 0270.
- 14 (25) C.G.H. Book 1964 - Page 0145.
- 15 (26) C.G.H. Book 1701 - Page 0733.
- 16 (27) C.G.H. Book 2323 - Page 0204.
- 17 (28) C.G.H. Book 1461 - Page 0687.
- 18 (29) C.G.H. Book 2132 - Page 0639.
- 19 (30) C.G.H. Book 2256 - Page 0663.
- 20 (31) C.G.H. Book 1460 - Page 1080.
- 21 (32) C.G.H. Book 1461 - Page 0279.
- 22 (33) C.G.H. Book 1444 - Page 0410.
- 23 (34) C.G.H. Book 1459 - Page 0555.

- 1 (35) C.G.H. Book 2511 - Page 0892.  
2 (36) C.G.H. Book 1883 - Page 0479.  
3 (37) C.G.H. Book 2257 - Page 0955.  
4 (38) C.G.H. Book 2563 - Page 0846.  
5 (39) C.G.H. Book 2538 - Page 0972.  
6 (40) C.G.H. Book 1957 - Page 0113.  
7 (41) C.G.H. Book 2412 - Page 0868.  
8 (42) C.G.H. Book 2437 - Page 1042.  
9 (43) C.G.H. Book 2316 - Page 0699.  
10 (44) C.G.H. Book 2213 - Page 0850.

11 Section 2. And Be It Further Enacted that this Act shall take effect sixty (60) calendar days  
from the date it becomes law.

EFFECTIVE: June 22, 1998

*The Council Administrator does hereby certify that  
fifteen (15) copies of this Bill are immediately available for  
distribution to the public and the press.*

*Mary Kate Heilwig*  
\_\_\_\_\_  
Acting Council Administrator

HARFORD COUNTY BILL NO. 98-12

(Brief Title) Cedars Private Road Acceptance Project  
 is herewith submitted to the County Council of Harford County for  
 enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

Mary Kate Herbig  
 Acting Council Administrator

Loanne S. Parrott  
 President of the Council

Date April 14, 1998Date April 14, 1998

BY THE COUNCIL

Read the third time.

Passed: LSD 98-12 (April 14, 1998)

Failed of Passage: \_\_\_\_\_

By Order

Mary Kate Herbig  
 Acting Council Administrator

Sealed with the County Seal and presented to the County Executive  
 for approval this 15th day of April, 1998 at 3:00 p. m.

Mary Kate Herbig  
 Acting Council Administrator

BY THE EXECUTIVE

Edleen M. Redmann  
 COUNTY EXECUTIVE

APPROVED: Date April 23, 1998

BY THE COUNCIL

This Bill (No. 98-12), having been approved by the Executive  
 and returned to the Council, becomes law on April 23, 1998.

Mary Kate Herbig  
 Acting Council Administrator

EFFECTIVE DATE: June 22, 1998